

## State Water Resources Control Board

December 23, 2016

(Via email and Certified Mail)

**CERTIFIED MAIL**

**NO. 7015 1520 0001 8017 1306**

Mr. Austin Comp  
Senior Fleet Maintenance Supervisor  
Laguna Beach Maintenance Yard  
505 Forest Avenue  
Laguna Beach, California 92651  
[acomp@lagunabeachcity.net](mailto:acomp@lagunabeachcity.net)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT LAGUNA BEACH MAINTENANCE YARD, 505 FOREST  
AVENUE, LAGUNA BEACH**

Dear Mr. Comp:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on December 7, 2016 pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Tank Information (B Form)</b> – All tank installation dates are missing on the tank information forms and the waste oil tank information form incorrectly lists a flapper, however, no flapper was observed during the inspection.	All	December 7, 2016	Ongoing	23 CCR 2711(a)
2	<b>Failure to Maintain Financial Responsibility</b> – The certificate of financial responsibility observed at the time of inspection was expired. The bond rating document was from 2010 and must be updated.	All	December 7, 2016	Ongoing	H&SC 25292.2; 23 CCR 2711(a)(11)
3	<b>Failure to Monitor Product Piping</b> – The fill sump sensor was incorrectly positioned at an angle at the time of inspection.	Unleaded	December 7, 2016	Ongoing	23 CCR 2630(d)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	<b>Failure to Monitor Product Piping</b> – The sensor was unable to detect a leak at the earliest opportunity because it was not at the lowest point in the under dispenser containment.	Diesel	December 7, 2016	Ongoing	23 CCR 2630(d)
5	<b>Failure to Monitor Product Piping</b> – The sensor in the transition sump was unable to detect a leak at the earliest opportunity because the test boot was left on the product piping to the emergency generator. Corrected at the time of inspection.	Diesel	December 7, 2016	December 7, 2016	23 CCR 2630(d)
6	<b>Failure to Maintain Spill Containment Requirements</b> – The spill containment device contained ¼ inch of liquid preventing its ability to hold five gallons.	Diesel	December 7, 2016	Ongoing	23 CCR 2635(b)(1)
7	<b>Failure to Maintain Primary Containment Product Tight</b> – Red dye diesel was observed in the fill/piping sump and in the under dispenser containment at the time of inspection. These leaks must be addressed.	Diesel	December 7, 2016	Ongoing	H&SC 25291(a)(1); 23 CCR 2631(a), 2712(j)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and the Orange County Health Care Agency within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance. Please remove the liquid located in the diesel spill containment sump, the diesel piping sump, and the diesel under dispenser containment sump then submit photographs for documentation purposes.**

Please send all compliance documentation to the following:

**State Water Board**

Ms. Rebecca Green  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, 23rd Floor  
Sacramento, California 95814  
[rebecca.green@waterboards.ca.gov](mailto:rebecca.green@waterboards.ca.gov)

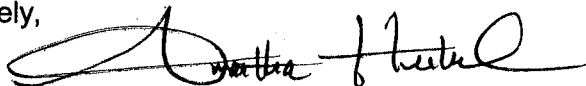
**Local CUPA**

Ms. Christine Lane  
Program Manager  
Orange County Health Care Agency  
1241 East Dyer Road #120  
Santa Ana, California 92705  
[clane@ochca.com](mailto:clane@ochca.com)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Amantha Henkel", written over a horizontal line.

Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Ms. Christine Lane, REHS  
Program Manager  
Orange County Health Care Agency  
[clane@ochca.com](mailto:clane@ochca.com)

